(Substitute) PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE der the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 10/508,905 Filing Date TRANSMITTAL September 23, 2004 First Named Inventor **FORM** Reddy Bandi Parthasaradhi, et al Art I Init **Examiner Name** (to be used for all correspondence after initial filing) Attorney Docket Number H1089/20012 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attachedof Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a **Proprietary Information** After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): PTO FORM 1449 AND CITED Request for Refund **Express Abandonment Request** REFERENCES RETURN RECEIPT POSTCARD CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 Please charge Attorney Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd., Customer No. 03000 Signature Printed name ROBERT S. SILVER Date Reg. No. 2/15/2005 35,681

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on [Transmitted to Facsimile No. (703) * the date shown below:

Signature

ROBERT S. SILVER Typed or printed name

Date 2/15/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE PATENT EXAMINING OPERATION

Applicant(s): Reddy Bandi Parthasaradhi, et al

Serial No: 10/508,905

Group Art Unit:

Filed: September 23, 2004

Examiner:

Att. Docket-No.: H1089/20012

Confirmation No.:

For: NOVEL CRYSTALLINE FORMS OF TEGASEROD MALEATE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. No representation is made that the reference(s) is/are prior art with respect to this application.

This Information Disclosure Statement is being filed within three months of the filing date of a national application other than a CPA under 37 CFR § 1.53(d), within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in an international application, before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of an RCE under 37 CFR § 1.114. No certification or fee is required. 37 CFR § 1.97(b).

February 1 2005

Please charge or credit our Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN COHEN & POKOTILOW, LED

Robert S. Silver

Registration No. 35,681

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Attorneys for Applicant(s)

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Substitute for PTO/SB/OBA (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheet as necessary)

Compl	ete if Known
Application Number	10/508,905
Filing Date	September 23, 2004
First Named Inventor	Reddy Bandi Parthasaradhi, et al
Group Art Unit	
Examiner Name	
Attorney Docket Number	H1089/20012

U.S. PATENT DOCUMENTS

Examiner		U.S. Patent Document		Name of Patentee or Applicant of Cited Decument	Date of Publication of Cited Document
Initials*	No.	Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	MM-DD-YYYY

FOREIGN PATENT DOCUMENTS

Examiner Cite Initials* No.	Foreign Patent Document		nt	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	_	
		Office	Number	Kind Code (If known)	Name of Faternee of Applicant of Cited Document	MM-DD-YYYY	'
			WO 00/10526 A2		De Bruijn, et al		
			EP 0442378		John A. Grosso		

OTHER DOCUMENTS - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	<u> </u>
		PCT INTERNATIONAL SEARCH REPORT DATED MARCH 25, 2003	\vdash
		Drugs of the Future, Vol., 24, number 1, pages 38-44 (1999)	Γ
		NOVARTIS: "Zelnorn (Tegaserod maleate)" Annotated Package Insert, Novartis Pharmaceutical Corporation, East Hanover, New Jersey [online] 22 July 2002 [retrieve 10.11.2003]. Retrived from the Internet	
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EXAMINER DATE CONSIDERED

^{*}Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.